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## **FAX COVER SHEET**

**Date:** 12/3/2008

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**Number of pages including cover sheet: 6**

**SERIAL NO.: 10/807,937**

**DOCKET NO.: 004-005A**

**FILED: MARCH 24, 2004**

**TITLE: DUAL RATIO BELT DRIVE SYSTEM**

**RESPONSE TO: NON-COMPLIANT AMENDMENT MAILED  
NOVEMBER 24, 2008**

**ATTACHMENTS INCLUDE: ELECTION - 1 PAGE**

**COPY OF NOTICE OF NON-COMPLIANT  
AMENDMENT MAILED NOVEMBER 24, 2008  
- 2 PAGES**

**REPLACEMENT DRAWING SHEET 2/9 AND  
AN ANNOTATED DRAWING SHEET 2/9  
- 2 PAGES**

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UNITED STATES PATENT AND TRADEMARK OFFICE

*Non Compliant Drawings*

 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/807,937	03/24/2004	Alexander Sorkh	004-005A	5173

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 THE GATES CORPORATION  
 IP LAW DEPT. 10-A3  
 1551 WEWATTA STREET  
 DENVER, CO 80202

EXAMINER

CHARLES, MARCUS

ART UNIT	PAPER NUMBER
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3656

MAIL DATE	DELIVERY MODE
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11/24/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DEC 03 2008

**Notice of Non-Compliant  
Amendment (37 CFR 1.121)**

Application No.

10/807,937

Examiner

Marcus Charles

Applicant(s)

SERKH, ALEXANDER

Art Unit

3656

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —

The amendment document filed on 12 August 2008 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

**THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_.
- ☒ 3. Amendments to the drawings:
- ☒ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet" or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other: \_\_\_\_\_.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

- Applicant is given no new time period if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted.
- Applicant is given one month, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1. to 4. are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

**Failure to timely respond** to this notice will result in:

**A abandonment of the application** if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action, or

Marcus Charles/  
Primary Examiner, Art Unit 0600

US Patent and Trademark Office  
PTOL-324 (01-06)

Notice of Non-Compliant Amendment (37 CFR 1.121)

Part of Paper No. 20081120